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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

The Trustees of the California
Ironworkers Field Pension Trust,
California Ironworkers Field Welfare
Trust, California and Vicinity Field
Ironworkers Annuity Fund, California
Field Ironworkers Vacation Trust Fund,
California Field Ironworkers
Apprenticeship Training and Journeyman
Retraining Fund, Ironworkers Workers'
Compensation Trust, California Field
Ironworkers Administrative Trust, and
California Field Ironworkers Labor
Management Cooperative Trust,

Plaintiffs,

vs.

Freyssinet, Inc., a Delaware corporation;
Western Surety Company, a South
Dakota Company; M. A. Mortenson
Company, a Minnesota corporation;
McCarthy Building Companies, Inc., a
Missouri corporation; Federal Insurance
Company, an Illinois corporation; and
Mortenson-McCarthy Las Vegas
Stadium, a Joint Venture, a general
partnership; Merchants Bonding
Company, an Iowa Company; Travelers

Case No.: 2:20-cv-01519-RFB-EJY

**STIPULATION AND ORDER TO
EXTEND DISCOVERY CUT-OFF
DATE**

[Second Request]

1 Casualty and Surety Company of
2 America, a Connecticut surety; John
3 Does I-XX, inclusive; and Roe Entities I-
XX, inclusive,

4 Defendants.
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7 The Trustees of the California Ironworkers Field Pension Trust, et al. (“Plaintiffs”), by
8 and through their counsel, Christensen James & Martin, Chtd., Defendants Freyssinet, Inc.
9 (“Freyssinet”) and Western Surety Company (“Western”), by and through their counsel Cozen
10 O’Connor, Defendants M. A. Mortenson Company, McCarthy Building Companies, Inc.,
11 Mortenson-McCarthy Las Vegas Stadium, Federal Insurance Company and Travelers Casualty
12 and Surety Company of America, by and through their counsel, McDonald Carano LLP and
13 Defendants Raydeo Enterprises, Inc. (“Raydeo”) and Suretec Insurance Company (“Suretec”), by
14 and through their counsel, Flint Connolly & Walker, LLP (collectively the “Stipulating Parties”),
15 hereby submit this Stipulation and Order to Extend the discovery cut-off date.
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- 17 1. On August 12, 2021 [ECF No. 29], this Court signed a Stipulation and Order which
18 extended the discovery cut-off date to February 13, 2022.
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20 2. On August 13, 2021, Raydeo was joined as a Defendant later in time as compared to other
21 Defendants.
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23 3. The Court held a status conference on October 6, 2021, wherein a settlement conference
24 was discussed. At the time, Raydeo had just recently appeared in the case. The
25 scheduling of the settlement conference was at the suggestion of Raydeo and/or supported
26 by Raydeo to save the time and expense associated with protracted litigation and/or
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1 discovery. Dates were set during the status conference. At the time, Raydeo noted that it
2 may need additional time after the settlement conference to conduct discovery.

3 4. The Court ordered Plaintiffs to produce their audit on February 1, 2022.

4 5. Raydeo supplied records to Plaintiffs on November 8, 2021 and December 24, 2021.

5 6. On or about January 13, 2022, Plaintiffs learned that Raydeo had hired a subcontractor,
6 Standard Steel. Documents regarding Standard Steel were provided to Plaintiffs on
7 January 18, 2022. Standard Steel provided their own payroll documents on February 17,
8 2022.

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10 7. The Standard Steel portion of the audit will not be completed until after the current
11 discovery cut-off date of February 13, 2022.

12 8. On or about February 1, 2022, Plaintiffs produced their audit results.

13 9. Issues remain as to the completeness of what was reported; however, the parties are
14 prepared to move forward with the Settlement Conference. The portion of the audit that
15 remains to be completed relates only to work performed by Raydeo's subcontractor
16 Standard Steel.

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18 10. The Parties are requesting an additional 60 days, moving the Discovery Cut-off Date to
19 Thursday, April 14, 2022.

20 11. To the extent Raydeo needs additional time for discovery as a newly added defendant,
21 Raydeo seeks additional time. This issue was raised with the Court when the Settlement
22 Conference was set.

23
24 12. The Stipulating Parties are hopeful that all issues (possibly even including those related to
25 Standard Steel's work at the Project) will be settled at the Settlement Conference
26 scheduled for February 23, 2022.

1 13. Extending the Discovery Cut-Off Date as requested will allow Plaintiffs to complete the
2 final part of the audit related to work performed by Standard Steel. Entering into this
3 stipulation is the most cost-effective, efficient, and fair course of action for the Parties.
4 This Stipulation is not being entered into for any improper purpose or to cause undue
5 delay.

6 14. The Stipulating Parties respectfully request that this Court approve the Stipulation and
7 allow discovery to continue through the date of Thursday, April 14, 2022.
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1 15. Raydeo reserves the right to seek additional modifications/extensions in light of the timing
2 of its addition to the case as a party defendant.

3 Dated this 18th day of February, 2022.

4 CHRISTENSEN JAMES & MARTIN

COZEN O'CONNOR

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By: /s/ Michael W. Melendez

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17 *Mortenson-McCarthy Las Vegas Stadium,*

Attorneys for Defendant Raydeo Enterprises, Inc.

17 *a Joint Venture, Federal Insurance*

18 *Company and Travelers Casualty and*

18 *Surety Company of America*

20 IT IS SO ORDERED:

21 
22 UNITED STATES MAGISTRATE JUDGE

23 Dated: February 18, 2022